

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

**In Re CATHODE RAY TUBE (CRT)  
ANTITRUST LITIGATION**

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This Document Relates to:

ALL ACTIONS

) ) MDL NO. 1917

) ) [PROPOSED] ORDER GRANTING  
DEFENDANTS' JOINT MOTION TO  
CERTIFY ORDER FOR  
INTERLOCUTORY APPEAL

) )  
)

[PROPOSED] ORDER GRANTING DEFENDANTS' JOINT  
MOTION TO CERTIFY ORDER FOR INTERLOCUTORY APPEAL

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MDL No. 1917

1                   The Joint Motion to Certify Order for Interlocutory Appeal filed by Defendants  
2 Panasonic Corporation of North America, MT Picture Display Co., Ltd., Panasonic  
3 Corporation (f/k/a Matsushita Electric Industrial Co), Samsung SDI America, Inc., Samsung  
4 SDI Co., Ltd., Samsung SDI (Malaysia) Sdn. Bhd., Samsung SDI Mexico S.A. de C.V.,  
5 Samsung SDI Brasil Ltda., Shenzhen Samsung SDI Co. Ltd., Tianjin Samsung SDI Co., Ltd.,  
6 Samsung Electronics Co., Samsung Electronics America, Inc., LG Electronics, Inc., LG  
7 Electronics USA, Inc., LG Electronics Taiwan Taipei Co., Ltd., Philips Electronics North  
8 America Corporation, Koninklijke Philips Electronics N.V., Philips Electronics Industries  
9 Ltd., Philips Consumer Electronics Co., Philips Electronics Industries (Taiwan), Ltd., Philips  
10 da Amazonia Industria Electronica Ltda., Tatung Company of America, Inc., Hitachi, Ltd.,  
11 Hitachi Asia, Ltd., Hitachi America, Ltd., Hitachi Electronics Devices (USA), Inc., Hitachi  
12 Displays Ltd., Beijing Matsushita Color CRT Company, Ltd., Toshiba Corporation, Toshiba  
13 American Electronic Components, Inc., Toshiba America Information Systems, Inc., Toshiba  
14 America, Inc., and Toshiba America Consumer Products, L.L.C. (collectively, "Defendants")  
15 has been taken under advisement.

16                   Having considered all papers filed in support of and in opposition to said  
17 motion, IT IS HEREBY ORDERED that Defendants' Joint Motion to Certify Order for  
18 Interlocutory Appeal is GRANTED as set forth below.  
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20                   The Court hereby certifies its March 30, 2010 Order Approving and Adopting  
21 Special Master's Report, Recommendations and Tentative Rulings Regarding Defendants'  
22 Motions to Dismiss for immediate appeal pursuant to 28 U.S.C. § 1292(b) on the controlling  
23 question of whether complaint allegations against "entire corporate families" state a  
24 "plausible" antitrust claim within the meaning of *Bell Atlantic v. Twombly*, 550 U.S. 544  
25 (2007) and *Ashcroft v. Iqbal*, 129 S.Ct. 1937 (2009), despite the absence of specific factual  
26  
27 (28)

1 allegations linking each individual Defendant to the purported conspiracy.

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3 IT IS SO ORDERED.  
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5 DATED: \_\_\_\_\_  
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7  
8 HON. SAMUEL CONTI  
9 UNITED STATES DISTRICT JUDGE  
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